



U.S. Department of
Transportation

Transportation
Administrative
Service Center

DOCUMENTARY SERVICE DIVISION
Washington, D.C. 20590

96-48

Weekly Summary of Orders and
Regulations

NOVEMBER 18 - NOVEMBER 22, 1996

Order	Docket	Summary	Date Action Taken
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(#) Published in the Federal Register.

96-11-3	OST-96-1713 OST-96-1714	<p>ESSENTIAL AIR SERVICE AT SAULT STE MARIE, AND ALPENA, MICHIGAN UNDER 49 U.S.C. 41731 ET SEQ.: The Department prohibits Great Lakes Aviation, Ltd. (Great Lakes), from suspending its service between Detroit, Michigan, and Alpena and Sault Ste. Marie, Michigan, at the end of its 90-day notice period, and requiring it to maintain service through January 15, 1996. The Department request proposals from interested carriers to provide replacement service at the two communities. Served 11-12-96</p>	11-5-96
96-11-5	OST-95-715 OST-96-1861 OST-96-1708 (47386) OST-96-1770 (49285) OST-96-1736 OST-96-1606 OST-95-709 OST-96-1849 OST-96-1647 (46175) OST-96-1410 OST-96-1554(50398) OST-95-299	<p>APPLICATIONS OF AMERICA WEST AIRLINES, INC., AMERICAN AIRLINES, INC., FEDERAL EXPRESS CORPORATION, FINE AIRLINES, INC., GEMINI AIR CARGO LLC., NORTHWEST AIRLINES, INC., POLAR AIR CARGO, INC., TOWER AIR, INC., UNITED AIR LINES, INC. AND THAI AIRWAYS INTERNATIONAL PUBLIC COMPANY LIMITED AND UNITED AIR LINES, INC. FOR EXEMPTIONS OR AUTHORITIES UNDER 49 U.S.C. SECTION 40109 AND THE ORDERS AND REGULATIONS OF THE DEPARTMENT OF TRANSPORTATION: The Department confirms the actions continued.....</p>	11-12-96

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96-11-5

<p>OST-95-715 OST-96-1861 OST-96-1708 (47386) OST-96-1770 (49285) OST-96-1736 OST-96-1606 OST-95-709 OST-96-1849 OST-96-1647 OST-96-1410 OST-96-54 (50398) OST-95-299</p>	<p>described in the attached Notices of Action Taken, which granted certain U.S. and foreign air carriers(1) exemptions from the provisions of Sections 41101 and 41301, and where necessary 41504, or as noted in the attached notices, other sections of Title 49 U.S.C.; or as noted in the attached notices, other sections of Title 49 U.S.C.; or (2) relief or authorizations as provided for under regulations or orders of the Department, to the applicants to perform the operations described in the attached Notices of Action Taken. Served 11/18/96</p>	<p>11-12-96</p>
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Intervening numbers appeared on a previous summary.

96-11-9

<p>49473</p>	<p>IN THE MATTER OF THE REVOCATION OF THE FOREIGN CHARTER CERTIFICATE ISSUED TO PRESIDENTIAL AIR PURSUANT TO THE PROVISIONS OF 14 CFR 204.7: The Department revokes the foreign charter section 41102 certificate issued to Presidential Air by Order 94-6-25 as reissued by Order 95-10-39 for reason of dormancy. Served 11-20-96</p>	<p>11-15-96</p>
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96-11-11

<p>OST-96-1538 OST-95-63 (50049)</p>	<p>U.S.-TORONTO THIRD YEAR SERVICE PROCEEDING AND U. S.-TORONTO EXEMPTION PROCEEDING: The Department tentatively grants the applications of Continental Airlines, Inc. (Continental), Delta Air Lines, Inc. (Delta), Midway Airlines Corp. (Midway), and Northwest Airlines, Inc. (Northwest) to operate two daily round-trip scheduled</p>	<p>11-15-96</p>
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combination frequencies each--Continental
between Newark and Toronto, Delta
between
continued.....

96-11-11 OST-96-1538 continued..... 11-15-96

OST-95-63
(50049)

Atlanta and Toronto, Midway between
Raleigh/Durham and Toronto, and
Northwest between Minneapolis/St. Paul
and Toronto,
Tentatively grants (backup to each of the
primary selections) to operate two daily
round-trip scheduled combination
frequencies between St., Louis and Toronto.
Objections due November 26, 1996.
Answers to Objections due December 6,
1996.
Served 11/21/96

96-11-12 OST-96-1700 AMERICAN AIRLINES, INC., *ET AL.*
OST-96-1518 AND THE TACA GROUP RECIPROCAL
OST-96-1511 CODE-SHARE SERVICES PROCEEDING:
OST-96-1515 APPLICATIONS OF AMERICAN
OST-96-1520 AIRLINES, INC. AVIATECA S. A.,
OST-96-1513 COMPANIA PANAMENA DE AVIACION
OST-96-1512 S.A. LINEAS AEREAS
OST-96-1514 COSTARRICENSES S.A.,
Undoc'd NICARAGUENSE DE AVIACION S. A.
TACA INTERNATIONAL AIRLINES S.
A., TACA DE HONDURAS S. A. DE C. V.
FOR EXEMPTIONS UNDER 49 U. S. C.
SECTION 40109:
JOINT APPLICATION OF AMERICAN
AIRLINES, INC., ET AL. AND THE TACA
GROUP FOR STATEMENTS OF
AUTHORIZATION UNDER 14 CFR
PARTS 207 AND 212 (RECIPROCAL
CODE-SHARING SERVICES):
The Department grants the Petition for
Reconsideration of Order 96-9-15 filed by
American Airlines, Inc. ("American) and the

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TACA Group, on September 23, 1996, in Docket OST-96-1700, *et al.*, but affirm the actions in that order (1) instituting the *American Airlines, Inc., et al., and the TACA Group Reciprocal Code-Sharing Services Proceeding (Docket OST-96-1700)*, and actions in that order (1) instituting the *American Airlines, Inc., et al., and the TACA Group Reciprocal Code-Sharing Services*

96-11-12	OST-96-1700 OST-96-1518 OST-96-1511 OST-96-1515 OST-96-1520 OST-96-1513 OST-96-1512 OST-96-1514 Undoc'd	<i>Proceeding (Docket OST-96-1700)</i> , and (2)(2) Ordering the Joint Applicants to submit the additional data and evidentiary information set forth in the attachment to Order 96-9-15. Served 11-18-96	11-18-96
96-11-13	O	.	
96-11-14	OST-96-1953 (41030) (43774)	ESSENTIAL AIR SERVICE AT GARDEN CITY, LIBERAL, KANSAS/GUYMON, OKLAHOMA UNDER 49 U.S.C. 41731 ET SEQ.: The Department tentatively reselects Mesa Airlines, Inc., d/b/a United Express, to provide subsidized essential air service at Garden City and Liberal, Kansas/Guymon, Oklahoma, for the two-year period beginning November 1, 1996, at an annual subsidy rate of \$203, 533, and providing for objections or competing proposals from other interested carriers on December 12, 1996. Served 11-22-96	11-18-96

Order	Docket	Summary	Date Action Taken
96-11-15	OST-95-348	<p>APPLICATION OF CONTINENTAL AIR LINES, INC. FOR AN EXEMPTION PURSUANT TO 49 U.S.C. SECTION 40109 (NEWARK-ROME/MILAN, HOUSTON-ROME):</p> <p>APPLICATION OF ALITALIA-LINEE AEREE ITALIANE-S.P.A. FOR AN EXEMPTION FROM 49 U. S. SECTION 41301:</p> <p>APPLICATIONS OF CONTINENTAL AIRLINES, INC., CONTINENTAL EXPRESS AND ALITALIA -LINEE AEREE ITALIANE-S.P.A:</p> <p>The Department grants the joint application of Continental Airlines, Inc., Continental continued.....</p>	11-18-96
96-11-15	OST-95-348	<p>continued.....</p> <p>Express, Inc.; and Alitalia-Linee Italiane S.p.A. for renewal of exemptions and statements of authorization to engage in code-share operations in the U.S.-Italy market, subject to conditions described in this order.</p> <p>Denies, the applicants' request to expand their wet-lease authority beyond their current operations. The authority granted will be effective for a period of two years from the date of service of this order.</p> <p>Served 11-22-96</p>	11-18-96
96-11-16	OST-96-1906 R-1 - R-2	<p>The Department approves and grants antitrust immunity to the IATA agreement, subject, where applicable, to conditions previously imposed which expresses all passenger fares, cargo rates and related charts for transportation from Yemen in terms of U.S. dollars, rather than the Yemeni rial.</p> <p>Served 11-22-96</p>	11-18-96

Order	Docket	Summary	Date Action Taken
96-11-17	OST-96-1870	<p>The Department approves and grants antitrust immunity to the IATA agreement, subject, where applicable, to conditions previously imposed which aligns seasonal definitions for APEX fare travel from the United States to Venezuela so that they are uniform for all U.S. points. Currently the seasonal definitions for travel originating from certain interior U.S. points differ from those for travel from Miami. This is impractical, especially given that such travel is often via Miami.</p> <p>Served 11/22/96</p> <p>Intervening number has not been released.</p>	11-18-96
96-11-19	Undoc'd	<p>AMERICAN EXPRESS TRAVEL RELATED SERVICES COMPANY, INC. - VIOLATIONS OF 39 U.S.C. SECTION 41712 AND 14 CFR 380.30 AND 399.84: - CONSENT ORDER</p> <p>This consent order concerns American Express Travel Related Services Company, Inc., (American Express") advertising that the Department's Office of Aviation Enforcement and Proceedings ('Enforcement Office") determined violated 49 U.S.C. Section 41712 and the advertising requirements in 14 CFR 380.30 and 399.84. This order directs American Express to cease and desist form future violations and to pay compromise civil penalties of \$40,000.</p> <p>Served 11/19/96</p>	11-19-96
96-11-20	Undoc'd	<p>AIR JAMAICA LTD. - VIOLATIONS OF 49 U.S.C. SECTION 41712 AND 14 CFR</p>	11-20-96

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399.84 - CONSENT ORDER:

This consent order concerns an advertisement of Air Jamaica Ltd. (Asir Jamaica) that did not comply with the full-fare advertising requirements of section 399.84 of the Department's regulations (14 CFR 399.84), and constituted an unfair and deceptive practice and unfair method of competition in violation of 49 U.S.C. Section 41712. This consent order directs Air Jamaica to cease and desist from future violations and to pay a compromise civil penalty of \$20,000.
Served 11-20-96